

CAMBRIDGE LICENSE COMMISSION

831 Massachusetts Avenue, First Floor, Cambridge, Massachusetts 02139

**License Commission
Meeting Minutes – Hearing
Wednesday, March 8, 2017 - 10:00 a.m.**

The following are matters which the Chair reasonably anticipates will be discussed, and for which public testimony will be taken, as of 10:00 a.m.:

- 1) Public testimony on current Hackney Regulations and proposed new Hackney Regulations.
Attached

The following are matters which the Chair reasonably anticipates will be discussed and voted upon without public testimony:

ONE DAY LICENSES:

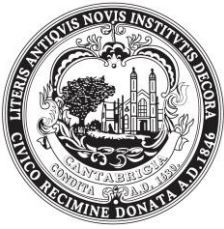
- 1) Kathryn Caponera, applied for a malt and wine with entertainment license, to be exercised at Harvard Divinity School, Braun Room, 45 Francis Avenue on 4/2/17 from 6:00 p.m. – 10:00 p.m. for a fundraiser and party. Expected attendance - 175 people.
Granted – Police Detail Required
- 2) Ben Pertler, applied for Malt and Wine licenses to be exercised at MIT:
 - (a) 100 Main Street, on 3/28/17 from 5:30 p.m. – 6:30 p.m. for a reception. Expected attendance – 40 people.
Granted
 - (b) 50 Vassar Street, Cambridge, on 3/17/17 from 3:00 p.m. – 5:00 p.m. Expected attendance – 100 people.
Granted
- 3) Eric Propp, has applied for a malt and wine license, to be exercised at The Garment District, 200 Broadway, Cambridge, on 3/23/17 from 5:00 p.m. – 8:00 p.m. Expected attendance – 150 people.
Referred to Fire Prevention
- 4) Melia Dunbar for Harvard Graduate School of Education, applied for an all alcoholic beverages license to be exercised at Cambridge Public Library, 449 Broadway, on 3/17/17 from 5:30 p.m. – 7:30 p.m. for a reception. Expected attendance – 80 people.
Granted

- 5) Perry Dripps, applied for an entertainment license for dancing and an amplification system for a concert on Palmer Street on 6/22, 6/29, 7/6, 7/13, 7/20, 7/27, 8/3, 8/10, 8/17, 8/24, 8/31 & 9/7 from 5:30 p.m. – 6:30 p.m. and 7/2 from 10:00 a.m. – 7:00 p.m. Expected attendance – 200 people.
Needs permission from the City and letter requesting to waive fees.
- 6) Perry Dripps, applied for an entertainment license for dancing for patrons and performers, recorded/live music and amplification system for a concert at Danehy Park, Sherman Street on 7/11, 7/18, 7/25, 8/1 & 8/8 from 6:00 p.m. – 8:00 p.m. Expected attendance – 400 people.
Needs permission from the City and letter requesting to waive fees. Needs plan of location.
- 7) Ben Pertler, on behalf of Aramark, has applied for a one day wine and malt license to be exercised on March 9, 2017 at R&D Commons at the Stata Center from 5:30pm – 8:30pm for 170 people for a reception.
Granted
- 8) Phillip Sunde, on behalf of Urban Outfitters and Planning at MIT, has applied for a one day license on March 15, 2017 from 6:00pm – 8:30 pm at the Media Lab, for 200 people.
Granted

ADMINISTRATIVE MATTERS:

- 1) S.L.W. & P. Hong Kong Restaurant, Inc., holder of a Common Victualler All Alcoholic Beverages License at 1238 Massachusetts Avenue, disciplinary hearing of March 1, 2017 regarding allegations of a January 15, 2017, A&B by employee on patron. Ms. Lint discovered a request for continuance timely filed by licensee's attorney. Matter is scheduled for March 15, 2017.
Filed without a hearing.
- 2) Annual Entertainment fees for non-profits.
This was continued because Chief Mahoney had not been present. Board is considering allowing a 50% reduction of total entertainment fee if the organization show hardship.
- 3) Second hand good store and antique store fees.
Changed fee for both licenses to \$100, created a uniform fee.
- 4) Common Victualler license fees and background music fee.
Effect 2018 the Common Victualler fee will include background music. The Common Victualler fee will change to a \$100 flat fee plus \$1 fee per seat.

Posted: March 21, 2017



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Minutes from the Hearing on the Proposed Hackney Rules March 8, 2017 at 11:00 AM

Present were the Commissioners, Nicole Murali Ferrer, Chair, Brent Larrabee, Interim Police Commissioner and Gerard Mahoney, Acting Fire Chief.

The Chair stated that testimony on the Hackney Rules would be limited to five (5) minutes per person.

De Ann Elliott; Cambridge resident who is legally blind testified on behalf of the Bay State Council of the Blind and Guide Dog Users of Massachusetts. A joint task force has been created regarding taxi use, Uber and Lyft. There is documented bias. She has met with Michael Muehe from the Disabilities Commission regarding driver training. The training is quite good. Problem comes from ambiguity in the wording of the regulations. She has submitted suggestions to the License Commission which come from disabilities and other segments of the community. Rule 12 8.3- addresses guide dog users and taxi driver obligations regarding allergies. The Rule violates ADA regulations. She will serve as a resource to assist in the effort to correct the rules.

Michael Muehe applaud the efforts of the License Commission to streamline the rules and submitted comments and specific recommendations. Adding additional definition to clarify the rule for payment by Cambridge senior coupons only and to correct contradictory language. The Board should clarify the what constitute controlled substances. In Article 9 the ambiguity should be eliminated.

Nelson Hernandez, a taxi driver, spoke about issues at the taxi stands. It is impossible to sit in the taxi all day. The rule should be revised to reflect the original rule which said you must be within hands length of car. Hotels don't all have cab stands. He said there needs to be more policing of Ubers making U-turns as it is not safe. He added that the laws need to be enforced regarding bike lanes and TNC's. They pull up in cab stands and then the cab can't get in the stand and the cabs get ticketed by PCO's but they don't ticket Ubers. The industry is currently running on 75% of the fleet. He stated that the taxis should take care of disabled and the elderly. He questioned why there are more regulations instead of trying to make it easier for them. He expressed concern that there is no limitations on the number of medallions, which was capped until 1988. He believes that there will be a problem if we issue more. He stated that this would flood market as not making money and it would be worse.

Bupinder Kainth questioned why out of state vehicles being able to operate as TNC's. He said they park at the hydrant in front of Marriott, where there are two parking spaces. He believes there is unequal policing.

Dave Shirzay- testified that he has been a driver for 15 years. He addressed Rule 5-At the stand it is not necessary to take the first cab at the stand. This is especially true at the Galleria. The drivers try to solicit passengers and it creates an unsafe atmosphere among drivers. He said that the TNC's don't get ticketed, even when they are blocking the taxi stand. This needs to be enforced. He believes that hails outside of Cambridge should be allowed. People have choice and this is a loss for cabs because if they drive by without stopping, passengers get fed up.